

1635  
#19Please type a plus sign inside this box → Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/802,686
		Filing Date	March 9, 2001
		First Named Inventor	Gary VAN NEST
		Group Art Unit	1635
		Examiner Name	R. Schnizer, Ph.D.
Total Number of Pages in This Submission	11	Attorney Docket Number	377882000900

RECEIVED  
JUN 25 2003  
TECH CENTER 1600/2900

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks



25225

PATENT TRADEMARK OFFICE

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	MORRISON & FOERSTER LLP Karen Zachow - 46,332
Signature	
Date	June 18, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 6-18-03

Signature: (Rhea Amid)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop: Non-Fee Amendment, Commissioner for Patents, P O Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 6-18-03

Signature: Rhea Amid  
(Rhea Amid)



#19/R.T.  
6/26  
Docket No.: 377882000900  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Gary VAN NEST

Application No.: 09/802,686

Group Art Unit: 1635

Filed: March 9, 2001

Examiner: R. Schnizer, Ph.D.

For: METHODS OF PREVENTING AND  
TREATING RESPIRATORY VIRAL  
INFECTION USING  
IMMUNOMODULATORY  
POLYNUCLEOTIDE SEQUENCES

RECEIVED  
JUN 25 2003  
TECH CENTER 1600/2900

### AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111

**Mail Stop Non-Fee Amendment**  
Commission for Patents  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated March 20, 2003 in connection with the above-identified application. A response to this action is due on or before June 20, 2003. Accordingly, this response is timely filed.

Applicant has given careful consideration to the grounds for rejection. The following amendments and remarks are believed to place this application in condition for allowance, which is respectfully requested.